

**BEFORE THE PUBLIC UTILITIES
COMMISSION OF THE STATE OF CALIFORNIA**

Application of Pacific Gas and Electric
Company To Revise Its Electric Marginal
Costs, Revenue Allocation, and Rate Design.
(U 39 M)

Application No. A.06-03-005
(Filed March 2, 2006)

**CALIFORNIA RICE MILLERS' COMMENTS
ON DYNAMIC PRICING RATE DESIGN ISSUES
PURSUANT TO ASSIGNED COMMISSIONER'S RULING OF AUGUST 22, 2007**

Representative of California Rice
Millers:

Paul Kerkorian
UTILITY COST MANAGEMENT LLC
6475 N. Palm Ave., Suite 105
Fresno, CA 93704
Tel: (559) 261-9230
Fax: (559) 261-9231

October 5, 2007

California Rice Millers (“CRM”) submits these comments pursuant to the Supplemental Scoping Memo and Assigned Commissioner’s Ruling Updating Issues List, Schedule and Categorization, dated August 22, 2007 (“August ACR”). As directed by the August ACR, these comments are organized around each of the ten rate design issues set forth therein.

As members of the agricultural rate class, CRM focuses these comments on the rate design issues as they affect agricultural customers. CRM’s comments below address only Category II (“Rate Options”).

I. Rate Options

A. Key Policy Issues

From CRM’s perspective, the key policy issues in this category, are:

Question 5: Should customers be offered a large variety, or a small number, of rate options? CRM believes more rate options for the agricultural class is preferable to fewer rate options.

Question 2: Which tariffs should be voluntary, default with opt-out provisions, or mandatory? CRM believes that dynamic pricing tariffs should be voluntary for agricultural customers.

Question 1: What rate options should be offered to each type of customer? CRM believes that a variety of dynamic pricing tariffs should be made available to agricultural customers, including TOU, CPP and RTP rates. However, for agricultural customers, TOU rates are the most likely to achieve rate design goals, especially if TOU rates are modified as discussed below.

B. Substantive Comments On Key Policy Issues

In general, CRM believes that offering a variety of rate options for the agricultural class will achieve the optimal combination of economic efficiency (i.e., promoting demand response and energy efficiency) and equity (i.e., aligning prices with cost of service).

Each customers’ ability and willingness to provide demand response (DR) – by, for example, shifting load to off-peak periods, reducing overall consumption, interrupting service at critical peak periods – is dependant on a myriad of factors that are specific to each customer. To one degree or another, customers face varying operational and practical constraints that discourage them from

responding to critical peak events, shifting load off-peak, or interrupting service. A rate structure that elicits DR from one customer will not necessarily elicit DR from another. More rate options will allow customers to find the rate option that is right for them based on their particular level of ability and willingness to provide DR.

More rate options will also serve to reduce cross-subsidies within the class, and thereby make the rates more equitable. A broadly-applicable rate schedule necessarily results in some customers paying more, and some customers paying less, than the cost to serve them. A preferable approach would be to offer a variety of more narrowly applicable rate options, which more closely reflect the cost of service.

The availability of more rate options need not necessarily alter class revenues. As noted above, some customers will pay more, and some will pay less, but class revenues could remain unchanged. Admittedly, offering more rate options would increase the challenge of forecasting class revenues, since it is difficult to know how many customers will opt for any given rate option. However, it seems reasonable to expect that – following a relatively short introductory period during which customers will explore different rate options to find the one that works best for them – customers will tend to stay on whatever rate option they ultimately choose. Once this more or less static state is achieved, rate levels would be adjusted accordingly (up or down) to satisfy the class revenue requirement.

As applied to agricultural customers, CRM believes any dynamic pricing tariffs should be optional, rather than mandatory. Agricultural operations are frequently less able than others to provide DR. A large portion of agricultural load is irrigation pumping. Unlike air conditioning loads, for example, irrigation pump usage cannot be reduced incrementally (it is either on or off). This makes it more difficult for these customers to find a reasonable balance between the costs and benefits of providing DR. Furthermore, agricultural loads are generally tied to weather, water availability and crop growing patterns, which are often seasonal. The agricultural customer cannot influence these factors, and consequently his ability to provide DR is reduced. Moreover, the tremendous diversity of crops grown in California means there is also a wide variation in usage patterns within the agricultural class.

This variation in usage patterns makes it difficult to design fair and effective dynamic pricing tariffs for all agricultural customers. To the extent that agricultural customers as a group have less ability to provide DR, any mandatory dynamic pricing tariffs might have a punitive effect, rather than creating an incentive to provide DR. Voluntary dynamic pricing tariffs are preferable.

Generally speaking, CRM prefers TOU rates as a means of achieving the goals of DR, energy efficiency, and equity. Like other dynamic pricing options, TOU rates can be structured to more closely align rates with cost-of-service (especially with the modifications discussed below). But unlike other dynamic pricing options, TOU rates provide customers with fixed and essentially permanent rates upon which they can rely for business operational and investment planning purposes. Consequently, TOU rates encourage permanent, long-term DR, unlike CPP and RTP rates, which encourage temporary, short-term DR. And, if current participation levels are any indication, the fact is that most agricultural customers will be unwilling to embrace CPP and RTP rates, either because (in the case of CPP) the lower prices do not sufficiently reward them for the perceived costs of interruption or (in the case of RTP) lower prices do not sufficiently reward them for the accompanying price uncertainty and volatility.

None of this is meant to suggest that TOU rates should be pursued to the exclusion of CCP and RTP rates. Instead, TOU, CPP and RTP rates should all be arrows in the Commission's dynamic pricing quiver. As previously stated, we support providing more rate options for agricultural customers, including a variety of TOU, CPP and RTP rates. But, at least for agricultural customers, we believe that TOU rates are the most likely to achieve the goals of DR, energy efficiency, and equity, and should therefore be the primary, but not exclusive, focus of future efforts to develop dynamic pricing tariffs.

CRM strongly believes that the effectiveness of TOU rates in eliciting DR and promoting equity could be substantially increased by modifying current TOU rates.

- Increasing the number of TOU rate schedules that are available would give customers a greater ability to find a rate that suits their circumstances, and allow the Commission to

- achieve greater DR. Larger customers might opt for a more complex TOU rate with more time periods, which will send more precise and accurate price signals. Customers who are able to shift load could choose a “super-off-peak” TOU rate with greater differentials between on-peak and off-peak usage. Other TOU rate schedules could have different seasonal periods; different time-of-day periods; different rates for each period; and different eligibility criteria.
- Increasing the number of periods within a TOU rate – both time-of-day periods and seasonal periods – is a possibility worth exploring. SCE’s and PG&E’s agricultural TOU rates currently contain three time-of-day periods during the summer (on-, part-, and off-peak), and two time-of-day periods during the winter (on- and off-peak); and they contain two seasonal periods (summer and winter). Increasing the number of these periods within the TOU rates would give the Commission greater control and flexibility in establishing price signals and, therefore, better ability to elicit a response to those price signals. Also, increasing the number of periods in the TOU rates will necessarily bring the TOU rates into closer alignment with the cost of service, reduce cross-subsidies, and foster equity in the rates.
 - Increasing the rate differentials between the TOU periods – from one time-of-day period to another, and from one seasonal period to another – is another possibility. Under current TOU rates, the differentials often are insufficient to motivate customers to provide DR. Increasing the rate differentials would enhance the DR effectiveness of the TOU rates.
 - It may also be useful to reconsider the timing and duration of the seasonal periods under the TOU rates. PG&E’s summer season is currently 6 months long (May-October). Shortening this summer season to June-September, while increasing the summer/winter rate differentials, might achieve DR when it is most needed (June-September) while also bringing rates into closer alignment with the cost of service.

While creating more TOU rate options, and more time periods within TOU rate options, will necessarily increase the complexity of the TOU rates, we believe this is an acceptable trade-off. It seems likely that any improvements to the DR-effectiveness of current tariffs will necessarily entail some increase in the complexity of the tariffs. And we suspect that the modification of existing TOU rates (with which most customers have some familiarity) will be less confusing than the introduction of new CPP and RTP rates (with which most customers have no familiarity).

C. Agreed Or Disputed Facts


Two areas of factual inquiry that bear on the issues addressed above are: (1) the characteristics of customers within the agricultural class, and (2) the impact of a given rate design on those customers. While these two factual issues are relevant to the issues addressed in this proceeding, we hope and expect that they can be addressed later, in subsequent proceedings involving development of actual dynamic pricing tariffs. Since this proceeding will focus on the principles that will guide the development of those dynamic pricing tariffs, CRM (and presumably other parties) will be discussing theory and policy much more so than evidentiary facts. For this purpose, the comments and workshops scheduled in this proceeding should be sufficient. If the comments and workshops reveal the existence of determinative factual disputes that must be addressed in this proceeding, then hearings will be necessary.

II. Conclusion

With regard to the agricultural class, CRM believes that more dynamic pricing rate options is better than fewer; voluntary dynamic pricing tariffs are better than mandatory ones; and TOU rates are better than RTP or CPP rates.

We look forward to the opportunity to hear and respond to other parties comments on these and other issues.

UTILITY COST MANAGEMENT LLC

By: 
Paul Kerkorian

Dated: 10 - 8 - 07

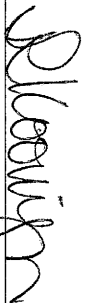
6475 N. Palm Ave., Suite 105
Fresno, CA 93704
Tel: (559) 261-9230
Fax: (559) 261-9231

Representative of California Rice Millers

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the "California Rice Millers' Comments on Dynamic Pricing Rate Design Issues Pursuant to Assigned Commissioner's Ruling of August 22, 2007" on all known parties to the above-captioned proceeding by mailing and/or emailing a copy to each party listed on the official service list.

Executed on October 5, 2007 at Fresno, California.



Rebekah Koomjian

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Proceeding: A0603005 - PG&E - TO REVISE ITS

Filer: PACIFIC GAS AND ELECTRIC COMPANY (U39E)

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Parties

KEITH R. MCCREA
ATTORNEY AT LAW
SUTHERLAND, ASBILL & BRENNAN, LLP
1275 PENNSYLVANIA AVE., N.W.
WASHINGTON, DC 20004-2415

JAMES ROSS
RCS, INC.
500 CHESTERFIELD CENTER, SUITE 320
CHESTERFIELD, MO 63017

GREG TROPSA
PRESIDENT
ICE ENERGY, INC.
9351 EASTMAN PARK DRIVE, UNIT B
WINDSOR, CO 80550

RANDALL W. KEEN
ATTORNEY AT LAW
MANATT, PHELPS & PHILLIPS, LLP
11355 WEST OLYMPIC BLVD
LOS ANGELES, CA 90064

GREGORY KLATT
ATTORNEY AT LAW
DOUGLASS & LIDDELL
21700 OXNARD STREET, NO.1030
WOODLAND HILLS, CA 91367

DANIEL W. DOUGLASS
ATTORNEY AT LAW
DOUGLASS & LIDDELL
21700 OXNARD STREET, SUITE 1030
WOODLAND HILLS, CA 91367-8102

FRANCIS MCNUITY
ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770

MARICRUZ PRADO
ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON CO.
2244 WALNUT GROVE AVE.
ROSEMEAD, CA 91770

STACIE SCHAEFER
ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON COMPANY

KELLY M. FOLEY
ATTORNEY AT LAW
SEMPRA ENERGY

2244 WALNUT GROVE AVENUE, ROOM 390
ROSEMEAD, CA 91770

101 ASH STREET, HQ12
SAN DIEGO, CA 92101-3017

LES NELSON
WESTERN RENEWABLES GROUP
30012 AVENTURA, SUITE A
RANCHO SANTA MARGARITA, CA 92688

PAUL KERKORIAN
UTILITY COST MANAGEMENT, LLC
6475 N PALM AVE., STE. 105
FRESNO, CA 93704

HAYLEY GOODSON
ATTORNEY AT LAW
THE UTILITY REFORM NETWORK
711 VAN NESS AVENUE, SUITE 350
SAN FRANCISCO, CA 94102

MARCEL HAWIGER
ATTORNEY AT LAW
THE UTILITY REFORM NETWORK
711 VAN NESS AVENUE, SUITE 350
SAN FRANCISCO, CA 94102

GREGORY HEIDEN
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 5039
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

PAUL ANGELOPULO
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 5031
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

STEPHEN A.S. MORRISON
ATTORNEY AT LAW
CITY AND COUNTY OF SAN FRANCISCO
1 DR. CARLTON B. GOODLETT PLACE, RM 234
SAN FRANCISCO, CA 94102-4682

NORMAN J. FURUTA
ATTORNEY AT LAW
FEDERAL EXECUTIVE AGENCIES
1455 MARKET ST., SUITE 1744
SAN FRANCISCO, CA 94103-1399

EVELYN KAHL
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
120 MONTGOMERY STREET, SUITE 2200
SAN FRANCISCO, CA 94104

SEEMA SRINIVASAN
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
120 MONTGOMERY STREET, SUITE 2200
SAN FRANCISCO, CA 94104

DANIEL COOLEY
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, MAIL CODE B30A
SAN FRANCISCO, CA 94105

DEBORAH S. SHEFLER
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST., B30A
SAN FRANCISCO, CA 94105

RENE THOMAS
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, B010A
SAN FRANCISCO, CA 94105

SHIRLEY A. WOO
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, MC B30A
SAN FRANCISCO, CA 94105

EDWARD G. POOLE
ATTORNEY AT LAW
ANDERSON & POOLE
601 CALIFORNIA STREET, SUITE 1300
SAN FRANCISCO, CA 94108-2818

JAMES D. SQUERI
ATTORNEY AT LAW
GOODIN, MACBRIDE, SQUERI, RITCHIE & DAY
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111

JOSEPH F. WIEDMAN
ATTORNEY AT LAW
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111

MICHAEL B. DAY
ATTORNEY AT LAW
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111

THOMAS J. MACBRIDE, JR.
ATTORNEY AT LAW
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111

ANN H. KIM
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 7442, MAIL CODE B30A
SAN FRANCISCO, CA 94120-7442

DAVID J. BYERS, ESQ.
ATTORNEY AT LAW
MCCRACKEN, BYERS & HAESLOOP, LLP
1920 LESLIE STREET
SAN MATEO, CA 94403

PETER HANSCHEN
ATTORNEY AT LAW
MORRISON & FOERSTER
101 YGNACIO VALLEY ROAD
WALNUT CREEK, CA 94596

WILLIAM H. BOOTH
ATTORNEY AT LAW
LAW OFFICES OF WILLIAM H. BOOTH
1500 NEWELL AVENUE, 5TH FLOOR
WALNUT CREEK, CA 94596

CHARMIN ROUNDTREE-BAQEE
EAST BAY MUD
375 11TH STREET
OAKLAND, CA 94607

REED V. SCHMIDT
BATTLE WELLS ASSOCIATES
1889 ALCATRAZ AVENUE
BERKELEY, CA 94703-2714

BILL F. ROBERTS
ECONOMIC SCIENCES CORPORATION
1516 LEROY AVENUE
BERKELEY, CA 94708

J. P. ROSS
VICE PRESIDENT STRATEGIC RELATIONS
SUNGEVITY
1625 SHATTUCK AVE., STE 21-
BERKELEY, CA 94709

R. THOMAS BEACH
PRINCIPAL
CROSSBORDER ENERGY
2560 NINTH STREET, SUITE 213A
BERKELEY, CA 94710-2557

JOY A. WARREN
ATTORNEY AT LAW
MODESTO IRRIGATION DISTRICT
1231 11TH STREET
MODESTO, CA 95354

GAYATRI M. SCHILBERG
JBS ENERGY, INC.
311 D STREET, SUITE A
WEST SACRAMENTO, CA 95605

CAROLYN KEHREIN
ENERGY MANAGEMENT SERVICES
1505 DUNLAP COURT
DIXON, CA 95620-4208

GAIL A. MCNULTY
ASSOCIATE GOVERNMENTAL PROGRAM ANALYST
NATIVE AMERICAN HERITAGE COMMISSION
915 CAPITOL MALL, ROOM 364
SACRAMENTO, CA 95814

GREGGORY L. WHEATLAND

LYNN HAUG

ATTORNEY AT LAW
ELLISON, SCHNEIDER & HARRIS, LLP
2015 H STREET
SACRAMENTO, CA 95814

ELLISON, SCHNEIDER & HARRIS, LLP
2015 H STREET
SACRAMENTO, CA 95816

ROB NEENAN
CALIFORNIA LEAGUE OF FOOD PROCESSORS
1755 CREEKSIDE OAKS DRIVE, SUITE 250
SACRAMENTO, CA 95833

RONALD LIEBERT
ATTORNEY AT LAW
CALIFORNIA FARM BUREAU FEDERATION
2300 RIVER PLAZA DRIVE
SACRAMENTO, CA 95833

ANN L. TROWBRIDGE
ATTORNEY AT LAW
DAY CARTER & MURPHY, LLP
3620 AMERICAN RIVER DRIVE, SUITE 205
SACRAMENTO, CA 95864

Information Only

KAY DAVOODI
ACQ-UTILITY RATES AND STUDIES OFFICE
NAVAL FACILITIES ENGINEERING COMMAND HQ
1322 PATTERSON AVE., SE - BLDG 33
WASHINGTON NAVY YARD, DC 20374-5018

RALPH E. DENNIS
DIRECTOR, REGULATORY AFFAIRS
FELLON-MCCORD & ASSOCIATES
CONSTELLATION NEMENERGY-GAS DIVISION
9960 CORPORATE CAMPUS DRIVE, STE 2000
LOUISVILLE, KY 40223

SAMARA MINDEL
REGULATORY AFFAIRS ANALYST
FELLON-MCCORD & ASSOCIATES
9960 CORPORATE CAMPUS DRIVE, SUITE 2000
LOUISVILLE, KY 40223

STEVEN BRAITHWAIT
CA ENERGY CONSULTING
4610 UNIVERSITY AVE. SUITE 700
MADISON, WI 53705

MAURICE BRUBAKER
BRUBAKER & ASSOCIATES
PO BOX 412000
1215 FERN RIDGE PARKWAY, SUITE 208
ST. LOUIS, MO 63141

KEVIN J. SIMONSEN
ENERGY MANAGEMENT SERVICES
646 EAST THIRD AVENUE
DURANGO, CO 81301

MARK S. MARTINEZ
SOUTHERN CALIFORNIA EDISON
6060 IRWINDALE AVE., SUITE J
IRWINDALE, CA 91702

CASE ADMINISTRATION
SOUTHERN CALIFORNIA EDISON COMPANY
LAW DEPARTMENT
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770

JENNIFER SHIGEKAWA
ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770

RUSSELL G. WORDEN
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770

CENTRAL FILES

SAN DIEGO GAS AND ELECTRIC COMPANY
101 ASH STREET, CP31E
SAN DIEGO, CA 92101

DONALD C. LIDDELL
ATTORNEY AT LAW
DOUGLASS & LIDDELL
2928 2ND AVENUE
SAN DIEGO, CA 92103

CAROL MANSON
SAN DIEGO GAS & ELECTRIC CO. CP32D
8330 CENTURY PARK COURT
SAN DIEGO, CA 92123

KATHLEEN H. CORDOVA
SDG&E-SOCALGAS
8300 CENTURY PARK CT - CP31-E
SAN DIEGO, CA 92123-1530

STEPHEN L. CASNER
1454 REVELSTOKE WAY
SUNNYVALE, CA 94087

BRUCE FOSTER
VICE PRESIDENT
SOUTHERN CALIFORNIA EDISON COMPANY
601 VAN NESS AVENUE, STE. 2040
SAN FRANCISCO, CA 94102

JEANNE M. SOLE
DEPUTY CITY ATTORNEY
CITY AND COUNTY OF SAN FRANCISCO
1 DR. CARLTON B. GOODLETT PLACE, RM. 234
SAN FRANCISCO, CA 94102

THERESA BURKE
REGULATORY ANALYST
SAN FRANCISCO PUC
1155 MARKET STREET, 4TH FLOOR
SAN FRANCISCO, CA 94103

KAREN TERRANOVA
ALCANTAR & KAHL, LLP
120 MONTGOMERY STREET, STE 2200
SAN FRANCISCO, CA 94104

NORA SHERIFF
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
120 MONTGOMERY STREET, SUITE 2200
SAN FRANCISCO, CA 94104

ROSS C. HEMPHILL
FREEMAN SULLIVAN & CO.
101 MONTGOMERY ST., 15TH FLOOR
SAN FRANCISCO, CA 94104

STEPHEN GEORGE
FREEMAN SULLIVAN & CO.
101 MONTGOMERY ST., 15TH FLOOR
SAN FRANCISCO, CA 94104

ANGELA TORR
PACIFIC GAS & ELECTRIC COMPANY
77 BEALE STREET, RM. 1058, B10A
SAN FRANCISCO, CA 94105

LARRY NIXON
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, MC B10A
SAN FRANCISCO, CA 94105

RON HELGENS
PACIFIC GAS AND ELECTRIC COMPANY
MAIL CODE B10A
77 BEALE STREET
SAN FRANCISCO, CA 94105

EDITORIAL ASSISTANT
CALIFORNIA ENERGY MARKETS
517-B POTRERO AVE
SAN FRANCISCO, CA 94110

AHMAD FARUQI
THE BRATTLE GROUP

SUE KATELEY
EXECUTIVE DIRECTOR

353 SACRAMENTO STREET, SUITE 1140
SAN FRANCISCO, CA 94111

CALIFORNIA SOLAR ENERGY INDUSTRIES ASSN
PO BOX 782
RIO VISTA, CA 94571

PATRICIA THOMPSON
SUMMIT BLUE CONSULTING
2920 CAMINO DIABLO, SUITE 210
WALNUT CREEK, CA 94597

MRW & ASSOCIATES, INC.
1814 FRANKLIN STREET, SUITE 720
OAKLAND, CA 94612

WENDY L. ILLINGWORTH
ECONOMIC INSIGHTS
320 FEATHER LANE
SANTA CRUZ, CA 95060

CHRISTOPHER J. MAYER
MODESTO IRRIGATION DISTRICT
PO BOX 4060
MODESTO, CA 95352-4060

BARBARA R. BARKOVICH
BARKOVICH & YAP, INC.
44810 ROSEWOOD TERRACE
MENDOCINO, CA 95460

BILL MARCUS
JBS ENERGY
311 D STREET, STE. A
WEST SACRAMENTO, CA 95605

RICHARD MCCANN, PH.D
M. CUBED
2655 PORTAGE BAY ROAD, SUITE 3
DAVIS, CA 95616

DAN GEIS
THE DOLPHIN GROUP
925 L STREET, SUITE 800
SACRAMENTO, CA 95814

DAN L. CARROLL
DOWNEY BRAND LLP
555 CAPITOL MALL, 10TH FLOOR
SACRAMENTO, CA 95814

SCOTT BLAISING
ATTORNEY AT LAW
BRAUN & BLAISING, P.C.
915 L STREET, SUITE 1420
SACRAMENTO, CA 95814

KAREN LINDH
LINDH & ASSOCIATES
7909 WALERGA ROAD, NO. 112, PMB 119
ANTELOPE, CA 95843

ROGER LEVY
LEVY AND ASSOCIATES
2805 HUNTINGTON ROAD
SACRAMENTO, CA 95864

LAURA ROOKE
SR. PROJECT MANAGER
PORTLAND GENERAL ELECTRIC
121 SW SALMON ST.,
PORTLAND, OR 97204

State Service

ANDREW CAMPBELL
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
ROOM 5203
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

BRUCE KANESHIRO
CALIF PUBLIC UTILITIES COMMISSION
ENERGY RESOURCES BRANCH
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

CHRISTOPHER R VILLARREAL
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF STRATEGIC PLANNING
ROOM 5119
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

DAVID K. FUKUTOME
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF ADMINISTRATIVE LAW JUDGES
ROOM 5042
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

DEXTER E. KHOURY
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY RESOURCES & PRICING BRANCH
ROOM 4209
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

DONALD J. LAFRENEZ
CALIF PUBLIC UTILITIES COMMISSION
RATEMAKING BRANCH
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

FELIX ROBLES
CALIF PUBLIC UTILITIES COMMISSION
RATEMAKING BRANCH
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JACK FULCHER
CALIF PUBLIC UTILITIES COMMISSION
RATEMAKING BRANCH
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

NILGUN ATAMTURK
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
ROOM 5303
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

REBECCA TSAI-WEI LEE
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY RESOURCES & PRICING BRANCH
ROOM 4209
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ROBERT BENJAMIN
CALIF PUBLIC UTILITIES COMMISSION
ENERGY RESOURCES BRANCH
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

SUH-YOUNG SHIN
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
ROOM 5205
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

RON WETHERALL
ELECTRICITY ANALYSIS OFFICE
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET MS 20
SACRAMENTO, CA 96814-5512

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